

PROCEEDINGS OF THE COMMON COUNCIL

IN Regular SESSION

Tuesday , April 10, , 1973

CITY OF FORT WAYNE, INDIANA

Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers

Tuesday evening April 10, A.D., 1973 in Regular
Session. President Winfield C. Moses, Jr in the chair, and Charles W. Westerman

Clerk, at the desk, present the follwoing members viz:

Burns ☒ , Hinga ☒ , Kraus ☒ , Nuckols ☒
Moses ☒ , Donald Schmidt ☒ Vivian Schmidt ☒ Stier ☒
Talarico ☒ Absent _____ , Councilman _____

The invocation was given by Reverend Fred Stennfeld - Emmanuel Lutheran Church
917 W. Jefferson St.

Received report from the City Controller for the month of January 1973.

Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last regular March 27th , 1973 Session
having been delivered to the Council, were, on motion, approved as published.

MADE A MATTER OF RECORD
DATE _____ CHARLES W. WESTERMAN, CITY CLERK

PRAYER FOR CITY COUNCIL MEETING

Dear Lord, Heavenly Father, You are the Giver of every good and perfect gift. We thank You this evening for the gift of government given to us, especially the form of government given in our beloved country. We ask You to be with us in the future as You have been in the past.

We ask You Lord, first of all, to give us the grace, with our fellow citizens, to esteem the officers and the magistrates of our Government as sent by You. Instill in us as citizens of this country, this state, and this city, that respect and honor which is due our leaders and elected officials.

We pray You, Lord, endow our leaders, our mayor, our City Council members, with wisdom for their duties. Give them a spirit of sacrifice for the common welfare, with mercy and justice, with uprightness and kindliness.

Grant that the true purposes of government may prevail -- safeguarding peace and justice, to the end that we may live in freedom and fulfill our several callings in life.

These petitions, Lord, and all our prayers for ourselves and our leaders, we direct to You because in Jesus, we know You as our Father and our God.

Amen.

Rev. Fred H. Stennfeld
Emmanuel Lutheran Church
917 W. Jefferson Blvd.
Ft. Wayne, Indiana

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JANUARY , 1973

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	TREASURER ENDING
GENERAL FUND	1,117,469.90	104,468.43	1,221,938.33	0.00	646,001.52	646,001.52	
HUMANIE TRUST	9,343.51	604.00	9,947.51	0.00	0.00	0.00	
AVIATION	132,109.49	60,433.68	192,543.17	0.00	59,385.22	59,385.22	
PARK - GENERAL	351,349.10	7,980.92	359,330.02	0.00	200,880.91	200,880.91	
PARK TRUST	99,664.64	45.00	99,709.64	0.00	0.00	0.00	
PARK - CUMULATIVE	203,617.40	0.00	203,617.40	0.00	8,362.19	8,362.19	
REDEVELOPMENT GENERAL	108,745.98	0.00	108,745.98	0.00	0.00	0.00	
REDEVELOPMENT DIST. CAPITAL	417,425.03	0.00	417,425.03	0.00	1,100.00	1,100.00	
CENTRAL CITY CODE ENFORCEMENT	23,108.59	0.00	23,108.59	0.00	0.00	0.00	
CENTRAL CITY PARK LAND	7,741.60	0.00	7,741.60	0.00	0.00	0.00	
MOTOR VEHICLE HIGHWAY	70,004.86	99,826.26	169,831.12	0.00	47,501.52	47,501.52	
PARKING METERS	14,403.46	9,914.71	24,318.17	0.00	2,054.43	2,054.43	
SEWER RELIEF	542,539.11	0.00	542,539.11	0.00	0.00	0.00	
FLOOD PREV. & RIVER IMP.	38,866.72	0.00	38,866.72	0.00	0.00	0.00	
PARKING GARAGE	6,673.96	6,983.44	13,657.40	0.00	1,529.50	1,529.50	
PUBLIC LIGHTING	16,526.54	0.00	16,526.54	0.00	0.00	0.00	
EXPRESSWAY	82,353.10	0.00	82,353.10	0.00	0.00	0.00	
ST. MARY'S RIVER IMPOUNDING	251,792.44	0.00	251,792.44	0.00	0.00	0.00	
LOCAL ROAD & STREET ACCOUNT	592,193.95	0.00	592,193.95	0.00	0.00	0.00	
OMNIBUR CRIME CONTROL	119,965.06	38,326.47	158,291.53	0.00	11,289.00	11,289.00	
PAYROLL PENSION FUNDS	0.00	147,034.41	147,034.41	0.00	147,034.41	147,034.41	
FIRE PENSION	185,598.53	6,631.32	192,229.85	0.00	72,610.98	72,610.98	
POLICE PENSION	76,213.71	65,830.25	142,043.96	0.00	72,778.87	72,778.87	
SANITARY OFFICER'S PENSION	34,174.29	340.65	34,514.94	0.00	3,771.49	3,771.49	
FORT WAYNE ART INSTITUTE	0.00	0.00	0.00	0.00	0.00	0.00	
CUMULATIVE CAPITAL IMPROVEMENT	371,876.77	0.00	371,876.77	0.00	441,215.99	441,215.99	
CITY-COUNTY BUILDING	29,391.37	0.00	29,391.37	0.00	0.00	0.00	
CIVIL CITY PAYROLL FUND	8,102.63	695,162.47	703,265.10	0.00	673,986.09	673,986.09	
EMERGENCY EMPLOYMENT ACT	9,988.88	32,700.00	42,688.88	0.00	24,554.08	24,554.08	
R-51 FT.WAYNE NATL.BANK	17,915.86	0.00	17,915.86	0.00	2,213.51	2,213.51	
R-51 DEPOSIT HELD FT.WAYNE NAT	7,692.37	0.00	7,692.37	0.00	0.00	0.00	
R-51 ANTHONY WAYNE BANK	120,226.93	0.00	120,226.93	0.00	0.00	0.00	
R-52 LIN.COLN.NATL.BANK	217,792.85	0.00	217,792.85	0.00	0.00	0.00	
R-52 DEPOSIT HELD-LINCOLN NATL	10.00	0.00	10.00	0.00	0.00	0.00	
R-52A-ANTHONY WAYNE BANK	27,377.20	0.00	27,377.20	0.00	0.00	0.00	
R-53 REVOLVING	19,702.30	4,697.62	24,399.92	0.00	3,304.98	3,304.98	
UTILITIES-ELECTRIC	195,260.38	1,547,146.33	1,742,406.71	0.00	1,330,328.46	1,330,328.46	
UTILITIES-WATER	178,808.30	2,048,295.66	2,227,103.96	0.00	2,060,981.96	2,060,981.96	
UTILITIES-SEWER	427.09	3,606,531.26	3,606,958.35	0.00	3,506,646.83	3,506,646.83	
MUNICIPAL UTILITIES PENSION	9,351.50	9,438.88	18,790.38	0.00	9,470.88	9,470.88	
POLICE LEGAL ADVISOR	461.53	0.00	461.53	0.00	0.00	0.00	
ACCIDENT REPORT ACCT.	17,139.41	3,647.32	20,786.93	0.00	2,279.90	2,279.90	
FIRE REPORT ACCOUNT	173.96	0.00	173.96	0.00	0.00	0.00	
INNER CITY STORM RELIEF PROJEC	15,776.38	0.00	15,776.38	0.00	0.00	0.00	
CRP	25,152.10	38,900.00	64,052.10	0.00	2,747.44	2,747.44	
IPA	2,968.42	2,750.00	5,718.42	0.00	1,181.57	1,181.57	
MAPCS	6,272.82	0.00	6,272.82	0.00	1,312.25	1,312.25	
NUTRITION	2,906.27	1,750.00	4,656.27	0.00	779.99	779.99	
REVENUE SHARING TRUST FUND	0.00	1,045,902.00	1,045,902.00	0.00	1,045,902.00	1,045,902.00	

CITY OF INDIANAPOLIS

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CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF JANUARY , 1973

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	TREASURER ENDING
HURSTOWN RES. REPAIR	14,733.53	0.00	14,733.53	0.00	14,733.53	14,733.53	
CHANGE	500.00	0.00	500.00	0.00	0.00	0.00	
TOTALS	5,768,836.74	9,585,341.28	15,354,178.02	0.00	10,395,939.50	10,395,939.50	

ADJUSTMENTS (EXPLAIN FULLY)

BALANCE (COL. 7 MUST AGREE WITH COL. 8)

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF FEBRUARY , 1973

FUNDS	BEGINNING	RECEIPTS	TOTAL	DISBURSED	DISBURSED	TOTAL	TREASURER
	BALANCE	FOR	BALANCE AND	TO DATE	FOR	DISBURSED	ENDING
		MONTH	RECEIPTS		MONTH		
GENERAL FUND	575,936.81	19,038.03	594,974.84	646,001.52	930,793.25	1,576,794.77	
HUMANITARIAN TRUST	9,947.51	404.40	10,351.91	0.00	542.80	542.80	
AVIATION	133,157.95	58,792.77	191,950.72	59,385.22	40,413.40	99,798.62	
PARK - GENERAL	158,449.11	8,352.19	166,801.30	200,880.91	190,057.98	390,938.89	
PARK TRUST	99,709.64	75.00	99,784.64	0.00	158.70	158.70	
PARK - CUMULATIVE	195,255.21	0.00	195,255.21	8,362.19	21,025.00	29,387.19	
REDEVELOPMENT GENERAL	108,745.98	0.00	108,745.98	0.00	2,156.47	2,156.47	
REDEVELOPMENT DIST. CAPITAL	416,325.03	0.00	416,325.03	1,100.00	1,198.00	2,298.00	
CENTRAL CITY CODE ENFORCEMENT	23,108.59	0.00	23,108.59	0.00	0.00	0.00	
CENTRAL CITY PARK LAND	7,741.60	0.00	7,741.60	0.00	0.00	0.00	
MOTOR VEHICLE HIGHWAY	122,329.60	156,404.17	278,733.77	47,501.52	157,118.73	204,620.25	
PARKING METERS	22,263.74	153,716.60	175,980.34	2,054.43	2,684.11	4,738.54	
SEWER RELIEF	542,539.11	0.00	542,539.11	0.00	15,120.65	15,120.65	
FLOOD PREV. & RIVER IMP.	38,866.72	0.00	38,866.72	0.00	16.07	16.07	
PARKING GARAGE	12,127.90	7,228.63	19,356.53	1,529.50	15,717.17	17,246.67	
PUBLIC LIGHTING	16,526.54	0.00	16,526.54	0.00	0.00	0.00	
EXPRESSWAY	82,353.10	0.00	82,353.10	0.00	0.00	0.00	
ST. MARY'S RIVER IMPOUNDING	251,792.44	0.00	251,792.44	0.00	0.00	0.00	
LOCAL ROAD & STREET ACCOUNT	592,193.95	0.00	592,193.95	0.00	19,027.59	19,027.59	
MINIBUR CRIME CONTROL	70,349.59	10,610.00	80,959.59	11,289.00	13,232.91	24,521.91	
PAYROLL PENSION FUNDS	0.00	147,033.93	147,033.93	147,034.41	147,033.93	294,068.34	
FIRE PENSION	119,618.87	6,631.32	126,250.19	72,610.98	70,818.92	143,429.90	
POLICE PENSION	69,265.09	6,858.42	76,123.51	72,778.87	72,743.94	145,522.81	
SANITARY OFFICER'S PENSION	30,743.45	340.65	31,084.10	3,771.49	3,771.07	7,542.56	
FORT WAYNE ART INSTITUTE	0.00	0.00	0.00	0.00	0.00	0.00	
CUMULATIVE CAPITAL IMPROVEMENT	69,339.22	0.00	69,339.22	441,215.99	1,060.58	442,276.57	
CITY-COUNTY BUILDING	29,391.37	0.00	29,391.37	0.00	2,105.95	2,105.95	
CIVIL CITY PAYROLL FUND	29,279.01	914,732.33	944,011.34	673,986.09	883,072.63	1,557,058.72	
EMERGENCY EMPLOYMENT ACT	18,134.80	0.00	18,134.80	24,554.08	29,237.67	53,791.75	
FT. WAYNE NATL. BANK	15,702.35	0.00	15,702.35	2,213.51	0.00	2,213.51	
DEPOSIT HELD FT. WAYNE NAT	7,692.37	0.00	7,692.37	0.00	0.00	0.00	
ANTHONY WAYNE BANK	120,226.93	200,000.00	320,226.93	0.00	0.00	0.00	
DEPOSIT HELD LIN. COLN. NATL. BANK	217,792.85	0.00	217,792.85	0.00	0.00	0.00	
DEPOSIT HELD LIN. COLN. NATL. BANK	10.00	0.00	10.00	0.00	0.00	0.00	
ANTHONY WAYNE BANK	27,377.20	0.00	27,377.20	0.00	0.00	0.00	
REVOLVING	21,094.94	0.00	21,094.94	3,304.98	3,628.37	6,933.35	
UTILITIES-ELECTRIC	412,078.25	1,140,150.32	1,552,228.57	1,330,328.46	1,337,729.84	2,668,058.30	
UTILITIES-WATER	166,122.00	904,521.56	1,070,643.56	2,060,981.96	696,762.03	2,757,743.99	
UTILITIES-SEWER	100,311.52	1,578,482.23	1,678,793.75	3,506,646.83	1,532,558.86	5,039,205.69	
MUNICIPAL UTILITIES PENSION	9,319.50	10,267.63	19,587.13	9,470.88	10,139.63	19,610.51	
POLICE LEGAL ADVISOR	461.53	0.00	461.53	0.00	0.00	0.00	
ACCIDENT REPORT ACCT.	18,507.03	3,895.30	22,402.33	2,279.90	1,884.17	4,164.07	
REPORT ACCOUNT	173.96	19.00	192.96	0.00	0.00	0.00	
INNER CITY STORM RELIEF PROJEC	15,776.38	0.00	15,776.38	0.00	1,124.44	1,124.44	
CRP	61,304.66	0.00	61,304.66	2,747.44	4,521.19	7,268.63	
IPA	4,536.85	2,750.00	7,286.85	1,181.57	2,648.14	3,829.71	
APCS	4,960.57	12,494.00	17,454.57	1,312.25	5,271.95	6,584.20	
NUTRITION	3,876.28	1,750.00	5,626.28	779.99	931.76	1,711.75	
REVENUE SHARING TRUST FUND	0.00	0.00	0.00	1,045,902.00	0.00	1,045,902.00	

MADE A MATTER OF RECORD
 DATE 4/12 CHARLES W. WESTERMAN

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

MONTH OF FEBRUARY , 1973

FUNDS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE AND RECEIPTS	DISBURSED TO DATE	DISBURSED FOR MONTH	TOTAL DISBURSED	TREASURER'S ENDING
HURSHWOWN RES. REPAIR	0.00	0.00	0.00	14,733.53	0.00	14,733.53	
CHANGE	500.00	0.00	500.00	0.00	0.00	0.00	

TOTALS	4,881,585.58	5,344,548.48	10,226,134.06	10,395,939.50	6,216,307.90	16,612,247.40	
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ADJUSTMENTS (EXPLAIN FULLY)

BALANCE (COL. 7 MUST AGREE WITH COL. 8)



THE CITY OF FORT WAYNE

office of the mayor

COMMUNICATION FROM THE MAYOR

March 28, 1973
To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, March 28, 1973, I have approved the following ordinances passed by the Common Council at its regular meeting on March 27, 1973.

(Bill No. S-73-03-02)
SPECIAL ORDINANCE NO. S-25-73

AN ORDINANCE approving a contract with JOHN DEHNER, INC. for paving of Ley Road.

(Bill No. S-73-03-03)
SPECIAL ORDINANCE NO. S-26-73

AN ORDINANCE authorizing the execution of a deed to Greenway Corp. for certain real estate owned by the City of Fort Wayne, Indiana.

(Bill No. S-73-03-04)
SPECIAL ORDINANCE NO. S-27-73

AN ORDINANCE approving a contract with GENERAL ELECTRIC SUPPLY CO. for inventory material.

(Bill No. S-73-03-05)
SPECIAL ORDINANCE NO. S-28-73

AN ORDINANCE approving a contract with NATIONAL MILL for Westinghouse Transformers for 1973.

(Bill No. R-73-03-21)
RESOLUTION NO. R-16-73

RESOLUTION authorizing the temporary advancement of funds from the Park Trust Fund, Park Cumulative Fund, Redevelopment General Fund, Redevelopment District Capital Fund, Sewer Relief Fund, St. Mary's River Impounding Fund, Local Road & Street Fund and Redevelopment R-51 Fund to the Civil City General Fund, Park General Fund, Public Lighting Fund, Cumulative Capital Fund, Fire Pension Fund, Police Pension Fund, for the period ending June 30, 1973.

(Bill No. R-73-03-23)
RESOLUTION NO. R-14-73

A RESOLUTION confirming an Approval Order of the Fort Wayne City Plan Commission concerning the Neighborhood Development Program Project Ind. A-14 proposed by the Fort Wayne Redevelopment Commission and confirming the Declaratory Resolution - Neighborhood Development Program Project Ind. A-14 of the Fort Wayne Redevelopment Commission.

(Bill No. R-73-03-24)
RESOLUTION NO. R-15-73

A RESOLUTION approving the Urban Renewal Plan and the feasibility of relocation for Neighborhood Development Program Project Ind. A-14.

(Bill No. S-73-02-06)
SPECIAL ORDINANCE NO. S-29-73

AN ORDINANCE approving vacation of an alley between Oakland Street and Lot 75 Third Papes Addition.

(Bill No. R-73-03-28)
RESOLUTION NO. R-17-73

A RESOLUTION OPPOSING ANY WIDENING OF RUDISILL BOULEVARD.

(Bill No. S-73-03-12)
SPECIAL ORDINANCE NO. S-30-73

AN ORDINANCE approving contract with LIGHTING REPLACEMENT for Lexalite Globes to be used for replacements.

Respectfully yours,


Ivan A. Lebamoff
Mayor

MADE A MATTER OF RECORD
DATE 1/10/73 CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

office of city plan commission

April 2, 1973

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

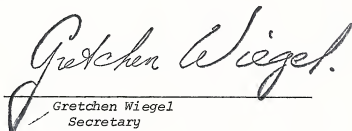
Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-73-01-14

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
2nd day of April, 1973.



Gretchen Wiegel
Secretary

MADE A MATTER OF RECORD
DATE 4/2/73 CHARLES W. WESTERMAN, CITY CLERK

CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

April 2, 1973

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 26, 1973. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

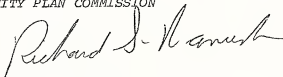
1. Bill No. Z-73-01-14

This ordinance was requested to be withdrawn by Written Request of the petitioner, as attached to the ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

CITY PLAN COMMISSION


Richard S. Wanush
Senior Planner

RSW:pr
Att.

CC: Mayor Ivan Lebamoff

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 23, 1973, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-01-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 19, 1973; and,

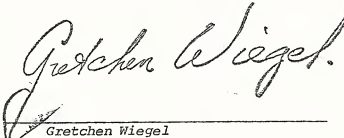
WHEREAS, a letter requesting withdrawal of the proposed ordinance has been filed with the City Plan Commission by the petitioner;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request of the petitioner;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

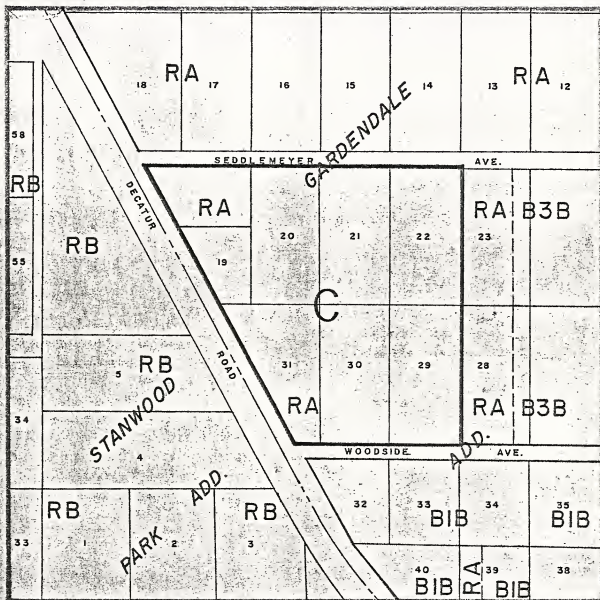
This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1973.

Certified and signed this
2nd day of April, 1973.



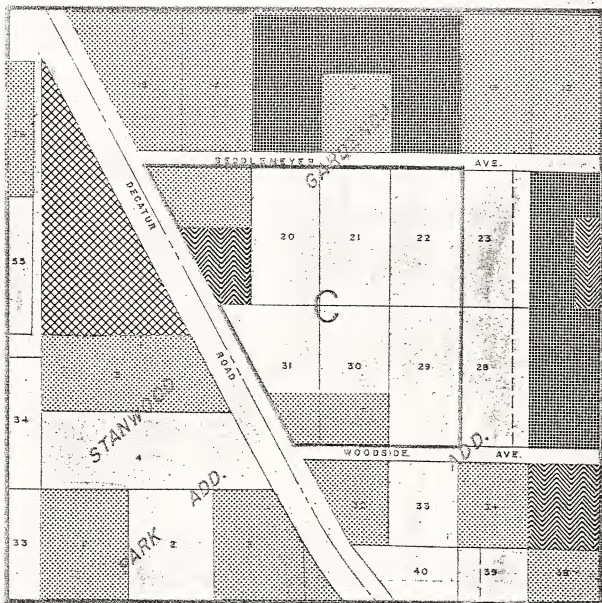
Gretchen Wiegel
Secretary

2-73-01-14








C CHANGE FROM RA TO B3B

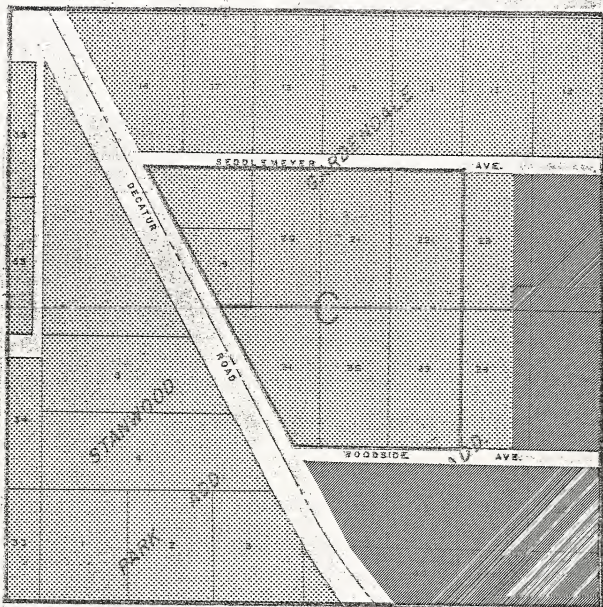
Lots 19, 20, 21, 22, 29, 30 & 31 Gardendale Addition.



EXISTING LAND USE MAP

-  - VACANT LAND
-  - COMMERCIAL
-  - INDUSTRIAL
-  - HIGH DENSITY RESIDENTIAL
-  - LOW DENSITY RESIDENTIAL

Z-73-01-14





THE CITY OF FORT WAYNE

department of public safety

April 6, 1973

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 17-73/D, 18-73/E, 19-73/D & 20-73/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo
Director of Public Safety

MADE A MATTER OF RECORD

DATE 4/10/73 CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 17-73/D) 18-73/E, 19-73/D & 20-73/E

I hereby certify that I did this 6th day of April, 19 73 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 17-73/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 17-73/D

(Adopted April 6, 19 73)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 of said chapter as so amended delegates to this Board authority to designate
preferential intersection

_____ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 20, 1973, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this

Board by Section 62 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby

ordered, effective April 6, 19 73, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. PREFERENTIAL INTERSECTION

1. Lillie St. - preferential - at Drexel Ave.
2. Maple Grove - preferential - at Warsaw St.

DELETE

B. PREFERENTIAL INTERSECTION

1. Warsaw St. - preferential - at Maple Grove Ave.

REGULATORY RESOLUTION NO. 18-73E

(Adopted April 6, 19 73)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to No Parking

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated March 20, 19 73, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective April 6,

19 73, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING

- A. Baals Drive (City Utilities Park) - east side - from Coliseum Blvd. to 945 ft. south thereof (Including the Park Service Dr.)
- B. Trail "F" (City Utilities Park) - south side - from Baals Dr. to 650 ft. west thereof

REGULATORY RESOLUTION NO 19-73 /D

(Adopted April 6, 19 73)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter as so amended delegates to this Board authority to Designate
No Parking

_____ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 20, 19 73, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 121 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby ordered, effective April 6, 19 73, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. NO PARKING

1. Nordholme Ave. - both sides - from East State Blvd. to 150 ft. north thereof

REGULATORY RESOLUTION NO20-73/E

(Adopted April 6, 19 73)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to renew & extend regulatory resolution
9-73/E & 9-73/E

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated April 3, 19 73, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective April 6,

19 73, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. STOP INTERSECTION

1. Maple Grove Ave. - stop - at Gaywood Dr.
2. Capitol Ave. - stop - at Gaywood Dr.
3. Taber St. - stop - at Webster St.
4. Weisser Park Ave. - stop - at Eckart St.

B. STOP INTERSECTION

1. Irene Ave. - stop - at Hensch St.

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 10th day of April, 1973; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 10th day of April, 19 73.

Charles W. Westerman
City Clerk

SEAL



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PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, APRIL 10, 1973

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening April 10, 1973, in Regular Session. President Winfield C. Moses, Jr. in the chair and Charles W. Westerman, City Clerk, at the desk, present the following members nine viz:

Burns, Hinga, Kraus, Nuckols, Moses, Donald Schmidt, Vivian Schmidt, Stier, Talarico
Absent: None

The invocation was given by Reverend Fred H. Stennfeld - Emmanuel Lutheran Church.

Dear Lord, Heavenly Father, You are the Giver of every good and perfect gift. We thank You this evening for the gift of government given to us, especially the form of government given in our beloved country. We ask You to be with us in the future as You have been in the past.

We ask You Lord, first of all, to give us the grace, with our fellow citizens, to esteem the officers and the magistrates of our Government as sent by You. In-still in us as citizens of this country, this state, and this city, that respect and honor which is due our leaders and elected officials.

We pray You, Lord, endow our leaders, our Mayor, our City Council members, with wisdom for their duties. Give them a spirit of sacrifice for the common welfare, with mercy and justice, with up-rightness and kindness.

Grant that the true purposes of government may prevail --- safeguarding peace and justice, to the end that we may live in freedom and fulfill our several callings in life.

*These petitions, Lord, and all our
prayers for ourselves and our leaders,
we direct to You because in Jesus, we
know You as our Father and our God.*

Amen

Received report from the City Controller for the month of January, 1973, and February, 1973. Motion was made and carried that report be made a matter of record and placed on file.

The minutes of the last regular Tuesday, March 27, 1973, Session having been delivered to the Council, were, on motion, approved as published.

COMMUNICATION FROM THE MAYOR

March 28, 1973
To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, March 28, 1973, I have approved the following ordinances passed by the Common Council at its regular meeting on March 27, 1973.

(Bill No. S-73-03-02)
SPECIAL ORDINANCE NO. S-25-73

AN ORDINANCE approving a contract with JOHN DEHNER, INC. for paving of Ley Road.

(Bill No. S-73-03-03)
SPECIAL ORDINANCE NO. S-26-73

AN ORDINANCE authorizing the execution of a deed to Greenway Corp. for certain real estate owned by the City of Fort Wayne, Indiana.

(Bill No. S-73-03-05)
SPECIAL ORDINANCE NO. S-27-73

AN ORDINANCE approving a contract with GENERAL ELECTRIC SUPPLY CO. for inventory material.

(Bill No. S-73-03-05)
SPECIAL ORDINANCE NO. S-28-73

AN ORDINANCE approving a contract with NATIONAL MILL for Westinghouse Transformers for 1973.

(Bill No. R-73-03-21)
RESOLUTION NO. R-16-73

RESOLUTION authorizing the temporary advancement of funds from the Park Trust Fund, Park Cumulative Fund, Redevelopment General Fund, Redevelopment District Capital Fund, Sewer Relief Fund, St. Mary's River Impounding Fund, Local Road & Street Fund and Redevelopment R-51 Fund to the Civil City General Fund, Park General Fund, Public Lighting Fund, Cumulative Capital Fund, Fire Pension Fund, for the period ending June 30, 1973.

(Bill No. R-73-03-23)
RESOLUTION NO. R-14-73

A RESOLUTION confirming an Approval Order of the Fort Wayne City Plan Commission concerning the Neighborhood Development Program Project Ind. A-14 proposed by the Fort Wayne Redevelopment Commission and confirming the Declaratory Resolution - Neighborhood Development Program Project Ind. A-14 of the Fort Wayne Redevelopment Commission.

(Bill No. R-73-03-24)
RESOLUTION NO. R-15-73

A RESOLUTION approving the Urban Renewal Plan and the feasibility of relocation for Neighborhood Development Program Project Ind. A-14.

(Bill No. S-73-02-06)
SPECIAL ORDINANCE NO. S-29-73

AN ORDINANCE approving vacation of an alley between Oakland Street and Lot 75 Papes Addition.

(Bill No. R-73-03-28)
RESOLUTION NO. R-17-73

A RESOLUTION OPPOSING ANY WIDENING OF RUDISILL BOULEVARD.

(Bill No. S-73-03-12)
SPECIAL ORDINANCE NO. S-30-73

AN ORDINANCE approving contract with LIGHTING REPLACEMENT for Lexalite Globes to be used for replacements.

Respectfully yours,

Ivan A. Lebamoff
Mayor

Made a matter of record 4-10-73

Charles W. Westerman
City Clerk

COMMUNICATION FROM CITY PLAN COMMISSION

April 2, 1973

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-73-01-14

Respectfully submitted,

Certified and signed this
2nd day of April, 1973.

City Plan Commission
Gretchen Wiegel
Secretary

Made a matter of record 4-10-73

Charles W. Westerman
City Clerk

City Plan Commission
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held March 26, 1973. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-73-01-14

This ordinance was requested to be withdrawn by Written
Request of the petitioner, as attached to the ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

RSW:pr
Att.
CC: Mayor Ivan Lebamoff

City Plan Commission
Richard S. Wanush
Senior Planner

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 23, 1973, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-01-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 19, 1973; and,

WHEREAS, a letter requesting withdrawal of the proposed ordinance has been filed with the City Plan Commission by the petitioner;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request of the petitioner;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1973.

Certified and signed this
2nd day of April, 1973.

Gretchen Wiegel
Secretary

COMMUNICATION FROM THE BOARD OF SAFETY

April 6, 1973

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 17-73/D, 18-73/E, 19-73/D & 20-73/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo
Director of Public Safety

Made a matter of record 4-10-73

Charles W. Westerman
City Clerk

RETURN CERTIFICATE

Regulatory Resolution No. 17-73/D,
18-73/E, 19-73/D & 20-73/E)

I hereby certify that I did this 6th day of April, 1973 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 17-73/D, 18-73/E, 19-73/D & 20-73/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55 adopted FEB. 14, 1961.

J. Lawrence Riley
 Executive Secretary

REGULATORY RESOLUTION NO. 17-73/D
(Adopted April 6, 1973)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 62 of said chapter as so amended delegates to this Board authority to designate preferential intersection; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 20, 1973, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 62 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961 it is hereby ordered, effective April 6, 1973, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. PREFERENTIAL INTERSECTION

- | | |
|------------------|-----------------------------------|
| 1. Lillie Street | - preferential - at Drexel Avenue |
| 2. Maple Grove | - preferential - at Warsaw Street |

DELETE

B. PREFERENTIAL INTERSECTION

- | | |
|------------------|--|
| 1. Warsaw Street | - preferential - at Maple Grove Avenue |
|------------------|--|

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REGULATORY RESOLUTION NO. 18-73/E
(Adopted April 6, 1973)

WHEREAS, Section 20 (a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to No Parking; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 20, 1973, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961 to make experimental regulations to cover special conditions, it is hereby ordered effective April 6, 1973, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING

- A. Baals Drive (City Utilities Park) - east side - from Coliseum Blvd. to 945 feet south thereof (Including the Park Service Dr.)
- B. Trail "F" (City Utilities Park) - south side - from Baals Dr. to 650 feet west thereof

REGULATORY RESOLUTION NO. 19-73/D
(Adopted April 6, 1973)

WHEREAS, Section 20 (a) (2), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter as so amended delegates to this Board authority to Designate No Parking; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 20, 1973, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this Board by Section 121 of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961, it is hereby ordered, effective April 6, 1973, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING BE ESTABLISHED:

A. NO PARKING

1. Nordholme Avenue - both sides - from East State Blvd. to 150 ft. north thereof

REGULATORY RESOLUTION NO. 20-73/E
(Adopted April 6, 1973)

WHEREAS, Section 20 (a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to renew & extend regulatory resolution 9-73/E & 9-73/E; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 3, 1973, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No. G-55 adopted FEB. 14, 1961 to make experimental regulations to cover special conditions, it is hereby ordered, effective April 6, 1973, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. STOP INTERSECTION

- | | |
|-------------------------|----------------------------|
| 1. Maple Grove Avenue | - stop - at Gaywood Drive |
| 2. Capital Avenue | - stop - at Gaywood Drive |
| 3. Taber Street | - stop - at Webster Street |
| 4. Weissner Park Avenue | - stop - at Eckart Street |

B. STOP INTERSECTION

1. Irene Avenue - stop - at Hensch Street

BILL NO. S-73-04-01

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving a certain bid document with HEINE TURF EQUIPMENT for two (2) riding rotary mowers and one (1) Unit Reel-type Riding Greensmower.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Ref. No. 513 dated March 6, 1973, between the City of Fort Wayne, by and through its Mayor and the Board of Park Commissioners, for:

(2) New 1973 Riding Rotary Mowers	\$2,650.00
(1) New 1973 Unit Reel Type, Riding Greensmower	2,750.00
	<u>\$5,400.00</u>

as more specifically set forth in said bid document Ref. No. 513 and Purchase Order No. 3-14525 which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the first time in full and on motion by Hinga, seconded by Kraus, and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-04-02

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving a certain bid document with ALLEN COUNTY TRACTOR SALES FOR ONE (1) 80" rotary mower and one (1) 15' rotary type mower.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Ref. No. 513 dated March 6, 1973, between the City of Fort Wayne, by and through its Mayor and the Board of Park Commissioners, for:

ALLEN COUNTY TRACTOR SALES

(1) New 1973 80" Rotary Type Mower \$ 805.79

AND

(1) New 1973 15' Rotary Type Mower 2,399.34
\$3,205.13

as more specifically set forth in said bid document Ref. No. 513 and Purchase Order No. 3-14526 which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
 Councilman

Read the first time in full and on motion by Hinga, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: 4-10-73

Charles W. Westerman
 City Clerk

BILL NO. S-73-04-04

SPECIAL ORDINANCE NO. _____

*AN ORDINANCE approving a contract with
 ALLEN COUNTY TRACTOR SALES INC. for
 two (2) industrial tractors.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract approved March 30, 1973, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and ALLEN COUNTY TRACTOR SALES, INC., for:

1 Industrial Tractor for mowing	\$3,321.31
1 Industrial Tractor with loader and backhoe with trade - in	7,481.67

all for a total cost of \$10,802.98, all as more particularly set forth on Purchase Order No. 3-14543, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

James S. Stier
 Councilman

Read the first time in full and on motion by Stier, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Public Works.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-04-05

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving Change Order No. 1 with Hipskind Asphalt Corporation in connection with Sanitary Sewer Improvement Resolution No. 857-1973 in Trixholme Addition.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Change Order No. 1, with Hipskind Asphalt Corporation, in connection with Sanitary Sewer Improvement Resolution No. 857-1973, for the use of ARMO Truss Pipe in place of V.C.P. or R.C.P. as set out in specifications, resulting in a savings of \$4,000.00 on contract, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

James S. Stier
Councilman

Read the first time in full and on motion by Stier, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Public Works.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-04-09

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving an agreement with JAY FOX CONSTRUCTION, INC. for construction of Cook Road Feeder Main, Phase I.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The agreement approved March 14, 1973, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and JAY FOX CONSTRUCTION, INC. for installation of a water line, to be constructed and in-

stalled as follows:

1456± feet of 16" D.I. water main, 36± feet of 12" D. I. water main and 70± feet of 6" D. I. water main and its appurtenances on the Cook Road from the existing water main, 676.5 feet west of the center line of S.R. 327, eastward a distance of 1464± feet to Cranberry Road, all as shown on Fort Wayne Water Utility Engineering Department Drawing V-10449, Sheets 1-3.

for a total cost of \$27,560.50, with reimbursement forthcoming as properties tap in, all as more particularly set forth in said Agreement, which is on file in the Office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-04-10

SPECIAL ORDINANCE NO. S-_____

*AN ORDINANCE approving a contract with
GRAYBAR ELECTRIC COMPANY for 100,000
feet of Triplexed service drop wire.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract approved March 2, 1973, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and GRAYBAR ELECTRIC COMPANY, for:

100,000 ft. Triplexed service drop wire
consisting of:

2-#4, 7 strand aluminum conductors,
3/64" cross-lined polyethylene in-
sulated, and
1-#6 Stranded, either 5005 or 6201,
aluminum alloy bare neutral,
Codename: "Kazoo-Strombus/XLP"

70.50/M

all for a total cost of \$7,050.00, all as more particularly set forth on CITY UTILITIES PURCHASE ORDER NO. 9646, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
Councilman

Read the first time in full and on motion by Burns, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on City Utilities.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-04-13

SPECIAL ORDINANCE NO. S-_____

SPECIAL ORDINANCE approving the creation of the appointive positions of Emergency Medical Technician and Emergency Medical Administrator in the Division of Emergency Medical Services and amending Special Ordinance No. S-61-72 by fixing the salaries for such positions for the year 1973.

WHEREAS, the City of Fort Wayne is desirous of improving emergency medical services to its citizens and of permitting police officers and fire fighters to be relieved of medical services to fulfill duties for which originally trained.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. There is hereby created the appointive positions of:

Emergency Medical Technician

and

Emergency Medical Administrator

in the Division of Emergency Medical Services.

SECTION 2. Special Ordinance S-61-72 is hereby amended by providing that the compensation to be paid such Emergency Medical Technician shall be \$7,500 and that the compensation to be paid such Emergency Medical Administrator shall be \$13,000.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the first time in full and on motion by Hinga, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. Z-73-04-04

ZONING MAP ORDINANCE NO. Z-_____

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 1320 to establish a Mobile Home Park Boundary.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby changed to establish a Mobile Home Park boundary, under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. 1320, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Part of the Southeast Quarter of Section 16, Township 30 North, Range 13 East, Allen County, Indiana, in particular described as follows, to-wit:

Commencing on the East line of said Quarter Section as defined by the centerline of the public road known as the Adams Center Road, at a point situated 835 feet South of the East Quarter corner of said Section; thence Westerly by a deflection right of 89 degrees 17 minutes from the Southerly direction of the aforesaid road centerline, a distance of 285.5 feet; thence Southerly by a deflection left of 89 degrees 17 minutes on a line parallel to the East line of said Quarter Section, a distance of 388.3 feet; thence Westerly by a deflection right of 89 degrees 17 minutes on a line parallel to the North line of said Quarter Section, a distance of 350 feet; thence Southerly by a deflection left of 89 degrees 17 minutes on a line parallel to the East line of said Quarter Section, a distance of 539.2 feet, to a point situated 1762.5 feet South of the North line of said Quarter Section and the Northwest corner of 0.95 acres conveyed to S & D Facilities, Inc. by Deed Record 672. page 73; thence Easterly by a deflec-

tion left of 90 degrees 43 minutes on a line parallel to the North line of said Quarter Section and coincidental with the North line of S & D Facilities, Inc., a distance of 190 feet to a point on the left (West) bank of the Trier Ditch, as situated 15 feet, more or less, Westerly of the ditch centerline; thence Southwesterly along the left bank of said Trier Ditch to a point situated 635.5 feet West of the East line of said Quarter Section and 2144.3 feet South of the North line of said Quarter Section, at a point 58.2 feet North of the centerline of the Trier Ditch, (said point on the centerline of the Trier Ditch called the "West Bank" in deed to S & D Facilities, Inc.,) thence Southwesterly along the said ditch left high bank by a deflection right of 27 degrees 11 minutes from the Southerly extension of the West line of the East 635.5 feet of said Quarter Section, a distance of 306.7 feet; thence continuing Southwesterly by a deflection right of 31 degrees 41 minutes (30 degrees 41 minutes deed), a distance of 235.9 feet; thence continuing Southwesterly by a deflection left of 7 degrees 0 minutes, a distance of 166.8 feet to the South line of said Quarter Section at a point as along said South Section line measured 50 feet Westerly of its intersection by the Trier Ditch channel centerline; thence Easterly along the said South Section line by a deflection left of 142 degrees 15 minutes, a distance of 1108.5 feet to the Southeast corner of said Section as on the centerline of the public highway known as the Adams Center Road situated; thence northerly along the said Quarter Section East line as defining the centerline of the aforesaid highway, a distance of 1806.1 feet (1808.7 feet by deed calculation) to the place of beginning; EXCEPTING the area occupied by the left high bank of said Trier Ditch as situated between the left high bank traverse and the ditch channel center, embracing thereon 0.04 acres, more or less; containing 23.892 acres, more or less;

SUBJECT TO a public Highway upon and over the East 25 feet thereof occupied by the said Adams Center Road and SUBJECT TO an Easement for public road purposes upon and over portions of the West 25 feet thereof, contingent upon a like Easement to be imposed upon the East 25 feet of the land situated West of and adjacent to the SUBJECT TRACT: TOGETHER with Easement pertinent to an area circular in plan upon said adjoining land situated, having a radius of 85 feet centered at a point 695.5 feet West of the East line of the East one-half of the Southeast Quarter, Section 16, aforesaid and 2000.0 feet South of the North line of said Quarter Section; ALL in accordance with Deed Record 653, pages 14-16, and Deed Record 653, pages 31-33;

SUBJECT TO a legal right-of-way for an open ditch or drain known as the Trier Ditch, 75 feet from the top of each bank in accordance with Article 6, Section 601, of the Indiana Drainage Code.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Vivan G. Schmidt
Councilman

Read the first time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Regulations and the City Plan Commission for recommendation.

Date: 4-10-72

Charles W. Westerman
City Clerk

BILL NO. Z-73-04-08

ZONING MAP ORDINANCE NO. Z-_____

*AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. C-14.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B1b district under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. C-14, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

*Lot #19,20,21,22,23,28,29,30 & 31,
Gardendale Addition.
A parcel of ground located on the east
side of Decatur Road, South of
Seddemeyer Avenue and North of Wood-
side Avenue.*

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Vivian G. Schmidt
Councilman

Read the first time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, read the second thime by title and referred to the Committee on Regulations, and the City Plan Commission for recommendation.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. G-73-04-06

GENERAL ORDINANCE NO. G-_____

AN ORDINANCE amending a certain section of Chapter 31 of the 1946 Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. 2726 adopted December 22, 1953, and as further amended by General Ordinance No. G-06-73 adopted March 13, 1973.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That General Ordinance No. G-06-73 is hereby amended by deleting therefrom Section 13 in its entirety and in lieu thereof the following shall be added:

SECTION 2. That Section 12, Section 177 (c) "Parking Time Limited on Certain Streets" 2-hour Parking 8:00 A. M. to 6:00 P.M. of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2726 adopted December 22, 1953, be and the same is hereby amended by deleting therefrom the following:

<u>STREET</u>	<u>SIDE</u>	<u>FROM</u>	<u>TO</u>
Wabash Street	East	50 ft. S/RWL/ Penn Central RR	Wayne Trace

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor, and legal publication thereof.

Vivian G. Schmidt
Councilman

Read the first time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. G-73-04-15

GENERAL ORDINANCE NO. G-_____

AN ORDINANCE creating a division of emergency medical services within the Department of Public Safety of the City of Fort Wayne, Indiana.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That it is the purpose of this ordinance to upgrade the training, life-support equipment, communications systems, and coordination of the providers of ambulance service in the City of Fort Wayne, Indiana.

SECTION 2. That it is the purpose of this ordinance also to remove the burden of providing this ambulance service in the City from the Fort Wayne Police Department and Fort Wayne Fire Department in order to permit greater efficiency and greater utilization of their resources.

SECTION 3. That there is hereby created a division of emergency medical services within the Department of Public Safety, to be commonly known as the Division of Emergency Medical Services.

SECTION 4. That this Division of Emergency Medical Services shall be the main provider of ambulance service for the City of Fort Wayne.

SECTION 5. That this Division of Emergency Medical Services shall provide ambulance service, as it is commonly known, and concurrent medical services to the best of its abilities, where appropriate, and shall provide same without charge to the residents and citizens of the City of Fort Wayne, Indiana.

SECTION 6. That this Division of Emergency Medical Services shall at all times and in all things be under the supervision, care, management, and exclusive control of the Board of Commissioners, Department of Public Safety, City of Fort Wayne, Indiana, and shall be subject to whatever rules, regulations, guidelines, and executive administration such Board of Commissioners may from time to time authorize and promulgate.

SECTION 7. That this ordinance shall in no way relieve from providing any and all ambulance and/or ambulance-related services other departments under the Department of Public Safety whenever conditions are such that a need arises.

SECTION 8. That the employees of this Division of Emergency Medical Services shall be so employed by Department of Public Safety, in accordance with standards created by its Board of Commissioners with advice from its medical advisor and the Fort Wayne Medical Society, and, once employed, such employees shall not be removed or disciplined except for cause, including, but not limited to, neglect of duty, violations of rules, disobedience of orders, incapacity, absence without leave, conduct injurious to the public peace or welfare, or other breaches of discipline.

SECTION 9. That the duties of said employees as mentioned herein of this Division of Emergency Medical Services shall be defined by the Department of Public Safety.

SECTION 10. That this ordinance shall in no way, shape, or form increase the liability, including any direct liabilities or punitive liabilities, in its provision of ambulance and ambulance-related services, over or beyond what the City of Fort Wayne, in good faith, incurs by purporting to provide ambulance and ambulance-related services within Fort Wayne, be it at the competency level of this Division of Emergency Medical Services or at the competency level of the Fort Wayne Police or Fire Departments.

SECTION 11. That if one or more sections of this ordinance is or are found to be unconstitutional, that is, in contradiction with the Indiana or U. S. Constitutions either, by a court of competent jurisdiction, such finding shall in no way affect the remaining sections of this ordinance.

SECTION 12. That this ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the first time in full and on motion by Hinga, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance.

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. A-73-03-01

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance appropriating funds from the General Fund to the Engineering Consultants Fund and the Other Street Improvements Funds have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
James S. Stier
Samuel J. Talarico

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. A-73-03-01

APPROPRIATION ORDINANCE NO. A-08-73

*AN ORDINANCE appropriating funds from the
General Fund to the Engineering Consultants
Fund and the Other Street Improvements Fund.*

WHEREAS, the elimination of the dormant Expressway Fund by the Common Council of the City of Fort Wayne created an unencumbered and unobligated balance in the City's General Fund of \$82,353.10; and

WHEREAS, this money can well be spent for additional street improvements and a Wells Street corridor feasibility study:

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That there is hereby appropriated out of the City's General Fund the sum of \$80,000.00 to

Account No. 10-2-267	
Engineering Consultants	\$25,000.00

and

Account No. 10-2-268	
Other Street Improvements	\$55,000.00

SECTION 2. That the balance of the City's General Fund is hereby reduced in the amount of \$80,000.00.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes : Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Appropriation Ordinance No. A-08-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-01-03

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a certain bid document with LANDSCAPE FORMS, INC. for planters, benches and waste receptacles have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
Samuel J. Talarico

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-01-03

SPECIAL ORDINANCE NO. S-31-73

AN ORDINANCE approving a certain bid document with LANDSCAPE FORMS, INC. for planters, benches and waste receptacles.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Reference No. 478 dated November 17, 1972 between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and LANDSCAPE FORMS, INC. for

58 Planters (LFS-4830)	\$15,080.00
20 Benches (LFRB-2616)	3,800.00
10 Waste Receptacles (LFLS-2430)	1,150.00
	<u>\$20,030.00</u>
Less 10%	<u>2,003.00</u>
Total	\$18,027.00

as more specifically set forth in said bid document Reference No. 478 and Purchase Order No. P.O. 3-11884, which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Six
 Hinga, Kraus, Nuckols, Moses, V. Schmidt, Talarico
 Nays: Three
 Burns, D. Schmidt, Stier

Date: 4-10-73

Charles W. Westerman
 City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-31-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
 City Clerk

Winfield C. Moses, Jr.
 Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
 City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
 Mayor

BILL NO. S-73-03-15

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a contract with MINNESOTA MINING & MFG. CO. for striping powder to be used for the 1973 City Street Painting Program, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
 John Nuckols
 James S. Stier
 Samuel J. Talarico
 Paul M. Burns

Concurred in 4-10-73

Charles W. Westerman
 City Clerk

BILL NO. S-73-03-15

SPECIAL ORDINANCE NO. S-32-73

AN ORDINANCE approving a contract with MINNESOTA MINING & MFG. CO. for striping powder to be used for the 1973 City Street Painting Program.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract approved February 26, 1973, between the City of Fort Wayne, by and through its Mayor and the Traffic Engineering Department, and MINNESOTA MINING & MFG. CO., for:

4,750 pounds Reflective Pavement
Striping Powder - \$1.04 per pound \$4,940.00

all for a total cost of \$4,940.00, all as more particularly set forth on Purchase Order No. as required, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-32-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-16

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a contract with HALL SIGNS, INC. for Aluminum Traffic Sign Blanks for the fabrication

of Uniform Traffic Control Signs and Guides have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
James S. Stier
Samuel J. Talarico
Paul M. Burns

Concurred in
Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-03-16

SPECIAL ORDINANCE NO. S-33-73

*AN ORDINANCE approving a contract with
HALL SIGNS, INC. for Aluminum Traffic
Sign Blanks for the fabrication of Uni-
form Traffic Control Signs and Guides.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract approved February 26, 1973, between the City of Fort Wayne, by and through its Mayor and the Traffic Engineering Department, and HALL SIGNS, INC., for

3,260 Aluminum Traffic Sign Blanks

Board of Public Works	\$1,064.75
Board of Public Safety	\$4,690.80

all for a total cost of \$5,755.55, all as more particularly set forth on Purchase Order No. as required, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico

Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-33-73 on the 10th day of April, 1973.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A. M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-17

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance amending Special Ordinance S-61-72, Section 5, Item 1 and 2 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
James S. Stier
Samuel J. Talarico
Paul M. Burns

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-03-17

SPECIAL ORDINANCE NO. S-34-73

*AN ORDINANCE amending Special Ordinance
S-61-72, Section 5, Items 1 and 2.*

WHEREAS, a computation error in Special Ordinance S-61-72, Section 5, Items 1 and 2 was made circumventing the intent of the educational incentive bonus both by inadvertently limiting the total bonus to be paid to a graduate of an accredited four-year college or university and by unduly raising the financial value of completed quarter hours without justification; and

WHEREAS, an amendment can re-establish the full education bonus desired for all sworn officers as described in Section 5, and can re-establish the usual ratio of 1:2/3 for semester hours to quarter hours to equalize the benefits of college credit as herein provided;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Item 1 of Section 5 of Special Ordinance S-61-72 is hereby changed to read, "From 1 to 120 semester hours, or 1 to 180 quarter hours, the officer shall receive a bonus of \$10.00 per year for every semester hour completed or \$6.66 per year for each quarter hour completed."

SECTION 2. That Item 2 of Section 5 of Special Ordinance S-61-72 is hereby changed to read, "In excess of 120 semester hours of 180 quarter hours, the officer shall receive a bonus of \$5.00 per year for every semester hour completed or \$3.34 per year for each quarter hour completed."

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico

Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-34-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-18

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a contract with HALL SIGNS, INC. for sign posts of various weight and length to be used for the installation of Uniform Traffic Control signs and guides have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
James S. Stier
Samuel J. Talarico
Paul M. Burns

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-03-18

SPECIAL ORDINANCE NO. S-35-73

*AN ORDINANCE approving a contract with
HALL SIGNS, INC. for sign posts of various
weight and length to be used for the in-
stallation of Uniform Traffic Control
signs and guides.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract approved February 26, 1973, between the City of Fort Wayne by and through its Mayor and the Traffic Engineering Department, and HALL SIGNS, INC., for:

2,700 U Channel Sign Posts \$11,403.00

all as more particularly set forth on Purchase Order No. as required, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico

Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-35-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City ClerkWinfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-19

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a contract with MINNESOTA MINING & CO. for reflective sheeting and miscellaneous sign faces for the fabrication of Traffic Control Signs and Guides for 1973 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
James S. Stier
Samuel J. Talarico
Paul M. Burns

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-03-19

SPECIAL ORDINANCE NO. S-36-73

AN ORDINANCE approving a contract with MINNESOTA MINING & MFG. CO. for reflective sheeting and miscellaneous sign faces for the fabrication of Traffic Control Signs and Guides for 1973.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract approved February 26, 1973, between the City of Fort Wayne, by and through its Mayor and the Traffic Engineering Department and MINNESOTA MINING & MFG. CO., for:

Reflective sheeting and miscellaneous
sign faces

all for a total cost of approximately \$10,000.00 or less, all as more particularly set forth on Purchase Order No. as required, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
 Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt,
 Stier, Talarico
Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-36-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-20

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving contract with FLEX-O-LITE DIV., GSI, INC. for 38,000 lbs. of glass sphere road beads to be used for the 1973 City Street painting program, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
James S. Stier
Samuel J. Talarico
Paul M. Burns

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-03-20

SPECIAL ORDINANCE NO. S-37-73

*AN ORDINANCE approving contract with
FLEX-O-LITE DIV., GSI, INC. for 38,000
lbs. of glass sphere road beads to be
used for the 1973 City street painting
program.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain contract approved February 26, 1973, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and FLEX-O-LITE DIV., GSI, INC. for:

Reflective Glass Spheres (Road Beads),
per specifications enclosed.

all for a total cost of \$4,400.78, all as more particularly set forth on Purchase Order No., as required, which is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-37-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City ClerkWinfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-31

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a certain bid document with ALLEN COUNTY MOTORS, for two (2) 1973 two door sedans, Police Package have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
Samuel J. Talarico

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-03-31

SPECIAL ORDINANCE NO. S-38-73

AN ORDINANCE approving a certain bid document with ALLEN COUNTY MOTORS, for two (2) 1973 two door sedans, Police Package.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Reference No. 497 dated January 11, 1973 between the City of Fort Wayne, by and through its Mayor and the Board of Park Commissioners, and ALLEN COUNTY MOTORS, for

2 1973 Two Door Sedans, Police
Package as per specifications
attached

Total-2 Units	\$8,068.92
Less Trade	1,230.00
Less Discount	<u>1,318.92</u>
Net Total	\$5,520.00

as more specifically set forth in said bid document Reference No. 497 and Purchase Order No. P.O. 3-12738, which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-37-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-32

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving a certain bid document with HEINE TURF EQUIPMENT CO. for two (2) new 1972 Toro 60" Rotary Mowers have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
John Nuckols
James S. Stier
Samuel J. Talarico
Paul M. Burns

Concurred in
Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-03-32

SPECIAL ORDINANCE NO. S-39-73

AN ORDINANCE approving a certain bid document with HEINE TURF EQUIPMENT CO. for two (2) new 1972 Toro 60" Rotary Mowers.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Reference No. 491 dated December 5, 1972 between the City of Fort Wayne, by and through its Mayor and the Board of Park Commissioners, and HEINE TURF EQUIPMENT CO., for

2 New 1972 Toro 60" Rotary Mowers \$2910.00

as more specifically set forth in said bid document Reference No. 491 and Purchase Order No. P.O. 3-11625, which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-39-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. R-73-04-03

RESOLUTION NO. R-18-73

A RESOLUTION transferring certain funds from Account No. 80-111 Services Personal, in the 1973 Budget of the City Plan Commission.

WHEREAS, there are insufficient funds in Account No. 80-243 Photography & Blueprinting, to cover invoices received in February for blueprinting finished in 1972; and

WHEREAS, there are insufficient funds in Account No. 80-252 Repair of Equipment, to cover repair of the City Plan Vehicle which was damaged in an accident.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

That the following sums are hereby transferred from the following account:

From Account No. 80-111 Services Personal \$1,500.00

To Account No. 80-243 Photography &
Blueprinting \$1,000.00

AND

To Account No. 80-252 Repair of
Equipment 400.00

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier
Talarico

Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-18-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. Z-72-11-09

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. CC-14 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. Z-72-11-09

ZONING MAP ORDINANCE NO. Z-DEFEATED

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. CC-14.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-2 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. CC-14 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to -wit:

*Lot 49, Elzey's Fourth to Waynedale
Addition*

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, placed on its passage. LOST by the following vote:

Ayes: None

Nays: Nine

Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier
Talarico

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. Z-72-05-19

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. AA-15 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. Z-72-05-19

ZONING MAP ORDINANCE NO. Z-DEFEATED

*AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. AA-15*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an M1 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments therof; and the symbols of the City of Fort Wayne Zoning Map No. AA15 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

*Lots #1, 2, 3, 4, & 5, Block #2,
Housers Sub. Sec. 23 and Lots #26,
27, 28, 29 & 30, Block #2, Housers
Sub. Sec. 23 as recorded in Plat
Book 9, pages 66-67.*

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, placed on its passage. LOST by the following vote:

Ayes: One
D. Schmidt

Nays: Eight
Burns, Hinga, Kraus, Nuckols, Moses, V. Schmidt, Stier, Talarico

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. Z-72-05-22

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. BB-15 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO NOT PASS.

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. Z-72-05-22

ZONING MAP ORDINANCE NO. Z-DEFEATED

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. BB-15

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated B-3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. BB-15 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

*Lot #28 & 29 of Norwood Augmented
Addition, bounded by Lee Street on
the north and Conrad Street on the
South.*

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, placed on its passage. LOST by the following vote:

Ayes: One
D. Schmidt
Nays: Eight
Burns, Hinga, Kraus, Nuckols, Moses, V. Schmidt, Stier, Talarico

Date: 4-10-73 Charles W. Westerman
City Clerk

BILL NO. Z-73-01-14

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. C-14 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance be WITHDRAWN.

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns
D.J. Schmidt

Concurred in 4-10-73

Charles W. Westerman
City Clerk

Z-73-03-30

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance repealing Ordinance No. Z-73-02-08 with regard to certain filing fees and amending Section 24, Article V of Chapter 36 of the Municipal Code of the City of Fort Wayne pertaining to certain filing fees have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns
Donald J. Schmidt

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. Z-73-03-30

ZONING ORDINANCE NO. Z-04-73

*AN ORDINANCE repealing Ordinance No.
Z-73-02-08 with regard to certain
filing fees and amending Section 24,
Article V of Chapter 36 of the Municipal
Code of the City of Fort Wayne pertaining
to certain filing fees.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Section 24 A and B of the Fort Wayne Municipal Code Chapter 36 is hereby repealed and in lieu thereof a new Section 24 A and B of said Code is hereby enacted as follows:

Section 24 - Filing Fees

- A. For each application for an Improvement Location Permit, the sum of five dollars (\$5.00) to be paid to and collected by the Building Commissioner.
- B. For each application for a Certificate of Occupancy, the sum of five dollars (\$5.00) to be paid and collected by the Building Commissioner.

SECTION 2. In all other respects except as hereinabove amended said Chapter 36 of the Municipal Code of the City of Fort Wayne remains in full force and effect.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and due publication thereof.

John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: One
Burns

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Ordinance No. Z-04-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the our of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. G-73-03-22

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending certain Schedules of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2726, adopted December 22, 1953 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns
Donald J. Schmidt

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. G-73-03-22

GENERAL ORDINANCE NO. G-06-73

AN ORDINANCE amending certain Schedules of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2726, adopted December 22, 1953.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following Schedules and Sections of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2726, adopted December 22, 1953, be and the same are hereby amended as follows:

Schedule 1A, Section 21 (b) as referred to "Authorization of Traffic Signals" by deleting therefrom the following:

TRAFFIC SIGNAL (DELETION PENDING COUNCIL APPROVAL)

Columbia St. (The Landing) at Harrison Street

Schedule 1A, Section 21 (b) as referred to "Authorization of Traffic Signals" by adding thereto the following:

TRAFFIC SIGNAL (INSTALLATION PENDING COUNCIL APPROVAL)

Reed Road ---- at ---- Lake Avenue

Schedule 4, Section 171 "Through Streets" by deleting therefrom the following:

THROUGH STREET

STREET

FROM

TO

Wells St.	Superior Street	N/City limits except at Superior Street and State Blvd.
-----------	-----------------	--

Schedule 7, Section 174 "Parking Prohibited at All Times on Certain Streets" by adding thereto the following:

NO PARKING

STREET

SIDE

FROM

TO

Main Street	both	Calhoun Street	Clay Street
Reed Street	both	Greene Street	Creighton Avenue
Greene Street	north	Smith Street	Reed Street
Greene Street	south	Bowser Avenue	Reed Street

<u>STREET</u>	<u>SIDE</u>	<u>FROM</u>	<u>TO</u>
Eden Street	both	Greene Street	N/terminus
Randallia Drive	east	100'S/Delaware Ave.	Lake Avenue
Wayne Street	south	Calhoun Street	Clinton Street
St. Marys Ave.	east	Margaret Avenue	Florence Avenue
Florence Ave.	south	Oakland Street	St. Marys Avenue
Oakland Street	west	Margaret Avenue	Florence Avenue
Margaret Avenue	north	Oakland Street	St. Marys Avenue
Creighton Ave.	north	Euclid Avenue	Central Drive
Kinnaird Ave.	south	Fairfield Avenue	256'W/thereof

Schedule 7, Section 174 "Parking Prohibited At All Times on Certain Streets" by deleting therefrom the following:

NO PARKING

<u>STREET</u>	<u>SIDE</u>	<u>FROM</u>	<u>TO</u>
Pearl Street	south	50'E/Fairfield Ave.	80'E/thereof

Schedule 4, Section 171 "Through Streets" by adding thereto the following:

THROUGH STREET

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Raymond Avenue	Fenker Avenue	South Coliseum Blvd. except at Fenker Ave. and Coliseum Blvd.
St. Marys Avenue	Goshen Avenue	Southernmost terminus except at Spring St., State Blvd., and Goshen Avenue
Nuttman Avenue	Brooklyn Avenue	West City limits except Brooklyn Avenue
Wayne Trace	New Haven Avenue	Pontiac St., except at New Haven Ave., Lee St. and Pontiac Street
Wells Street	Superior Street	Northrop St., except at Superior St., Fourth St., Spring St., Putnam St., State Blvd. and Northrop St.

Schedule 5, Section 172 "Intersections Where Stop Required", by adding thereto the following:

STOP INTERSECTION

Greene Street	-- Stop --	at Smith Street
Buchanan Street	-- Stop --	at Smith Street
Oliver Street	-- Stop --	at Greene Street
Bowser Avenue	-- Stop --	at Greene Street
Hale Avenue	-- Stop --	at Riedmiller Avenue
Elzey Street	-- Stop --	at McArthur Drive
Harrison Street	-- Stop --	at Lexington Avenue

Schedule 10, Section 177 (a) "Parking Time Limited On Certain Streets", 1-Hour Parking 8 AM to 6 PM by adding thereto the following:

ONE HOUR PARKING 8:00AM TO 6:00PM

<u>STREET</u>	<u>SIDE</u>	<u>FROM</u>	<u>TO</u>
City County Parking Area	From a point 305' north of Main Street		405' N/thereof thence east from Calhoun Street to Clinton Street
Thompson Ave.	east	30'N/Taylor St.	alley N/thereof

Schedule 11, Section 177 (b) "Parking Time Limited On Certain Streets", 90-Minute Parking 8AM to 6PM by deleting therefrom the following:

90 MINUTE PARKING 8:00AM TO 6:00PM

<u>STREET</u>	<u>SIDE</u>	<u>FROM</u>	<u>TO</u>
California Ave.	both	Forest Avenue	State Blvd.
Pemberton Dr.	both	Nevada Avenue	Delaware Avenue

Schedule 12, Section 177 (c) "Parking Time Limited On Certain Streets" 2 Hour Parking 8AM to 6PM by adding thereto the following:

TWO HOUR PARKING 8:00AM TO 6:00PM

<u>STREET</u>	<u>SIDE</u>	<u>FROM</u>	<u>TO</u>
City County Parking Area	From a point 405' north of Main Street		435'N/thereof, thence east from Calhoun St. to Clinton Street

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

John Nuckols
Councilman

Read the third time in full and on motion by Nuckols, seconded by V. Schmidt, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-06-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-29

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance approving a contract with BERCOT, INC. for construction of a water line to serve Hickory Grove Addition have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

James S. Stier
Samuel J. Talarico
William T. Hinga
Vivian G. Schmidt

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-03-29

SPECIAL ORDINANCE NO. S-40-73

*AN ORDINANCE approving a contract with
BERCOT, INC. for construction of a water
line to serve Hickory Grove Addition.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Contract approved March 2, 1973, between the City of Fort Wayne by and through its Mayor and the Board of Public Works, and BERCOT, INC. for construction of a water line to serve Hickory Grove Addition, to be constructed and installed as follows:

A 6 inch water main along the north side of Elmdale Dr., from the west property line of Hessen Cassel Road to the west property line of lot #37, also on waycross Dr., from the south property line of lot #35 to the existing water main on Sundale Drive, all in Hickory Grove Addition, Section B & C, and said water mains with all it's appurtenances shall be constructed in accordance with the profile and specifications now on file in the office of the Department of Public Works of said City.

for a total cost of \$21,204.50 on which the City will be paying \$7,453.04, with the balance to be paid by the property owners, all as more particularly set forth in said contract, which is on file in the Office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

James S. Stier
Councilman

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico

Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-40-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M.,E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M.,E.S.T.

Ivan A. Lebamoff
Mayor

SUSPENSION OF RULES

BILL NO. S-73-04-16

Councilman Stier, moved to suspend the rules on passage of Bill No. S-73-04-16, at this meeting of April 10th, 1973, of the Common Council of the City of Fort Wayne, Indiana. Said motion was seconded by Councilman Hinga, and duly passed by unanimous vote of all legally elected members of the said Common Council.

The above Bill and S-41-73 Special Ordinance was accordingly placed on its passage.

Date: 4-10-73

Winfield C. Moses, Jr.
Presiding Officer

Charles W. Westerman
City Clerk

Ayes: Nine
Burns, Hinga, Kraus, Nuckols, Moses, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-41-73.

ATTEST (SEAL)

Date: 4-10-73

Charles W. Westerman
City Clerk

BILL NO. S-73-04-16

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance approving Agreement with JEWEL BUILDERS, INC. for construction of the Woodview Manor Sanitary Sewer have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

James S. Stier
 Eugene Kraus, Jr.
 Samuel J. Talarico
 William T. Hinga
 Vivian G. Schmidt

Concurred in 4-10-73

Charles W. Westerman
 City Clerk

BILL NO. S-73-04-016

SPECIAL ORDINANCE NO. S-41-73

*AN ORDINANCE approving Agreement with
 JEWEL BUILDERS, INC. for construction
 of the Woodview Manor Sanitary Sewer.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Sewer Agreement dated April 10, 1973, between JEWEL BUILDERS, INC. as Developer, and the CITY OF FORT WAYNE, by and through its Mayor and Board of Public Works, for the construction of a sanitary sewer in the Woodview Manor area, as follows:

Main Sewer

Commencing at an existing 10-inch sanitary line in the East right of way of Hobson Road and 38± feet North of the centerline of proposed Timberhill Drive in Woodview Manor; thence, Eastwardly in and along a proposed 20 foot utility easement 510 ± feet to proposed Manhole #3; thence, in a Northeasterly direction a distance of 235± feet to Manhole #4 and the intersection of Mayberry Street; thence, Easterly in and along a 30 foot proposed utility easement a distance of 255± feet to proposed Manhole #5; thence, Northeasterly a distance of 148 ± feet to Manhole #6; thence, Northerly in and along a proposed 20 foot easement West of the right of way line of Roseview Road a distance of 522± feet to Manhole #8; thence, Northeasterly in and along said proposed easement a distance of 120 ± feet terminating at proposed Manhole #9.

Lateral #1

Commencing at proposed Manhole #2 on the above mentioned main sanitary sewer; thence, Northerly in and along a proposed 14 foot utility easement a distance of 300± feet to Manhole #1-1; thence, Easterly in and along a 14 foot proposed easement a distance of 147 ± feet terminating at a proposed cleanout.

Lateral #2

Commencing at the proposed Manhole #5 on the above mentioned main sanitary sewer; thence, Southeasterly in and along a proposed 14 foot utility easement a distance of 223 ± feet terminating at proposed Manhole #2-1.

Said sewers to be 8 inches in diameter.

the total cost of said sewer to be \$25,600.00 of which the Developer agrees to pay the entire cost and expense of construction of said sewer, in cash, including City engineering and inspection fees, and to hold the City harmless from any liability for claims connected therewith, all as more particularly set forth in said Sewer Agreement, which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. That the Developer, and any owner or owners of land, their successors in title and assigns, which is now or may hereafter be located outside the corporate limits of the City of Fort Wayne, Indiana, who taps into the sewer main covered in said Agreement, or any extension thereof, shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by said City of Fort Wayne, Indiana, of such land or territory in which said land is located.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

James S. Stier
Councilman

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine

Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico

Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-41-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. G-73-03-27

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance IMPLEMENTING POWERS CONFERRED ON THE COMMON COUNCIL OF THE CITY OF FORT WAYNE WITH RESPECT TO CERTAIN POWERS AND DUTIES OF THE BOARD OF PUBLIC WORKS have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

James S. Stier
Eugene Kraus, Jr.
Samuel J. Talarico
William T. Hinga
Vivian G. Schmidt

Concurred in 4-10-73

Charles W. Westerman
City Clerk

BILL NO. G-73-03-27

GENERAL ORDINANCE NO. G-07-73

AN ORDINANCE IMPLEMENTING POWERS CONFERRED
ON THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE WITH RESPECT TO CERTAIN POWERS AND
DUTIES OF THE BOARD OF PUBLIC WORKS.

WHEREAS, IC 18-1-6-15 (Burns Indiana Statutes 1972 Cum. Poc. Suppl.) confers on the Board of Public Works the power to condemn, rent or purchase any real estate or personal property needed by the City of Fort Wayne for any public use, except when a different provision for purchase is made by the General Assembly of the State of Indiana; and

WHEREAS, said IC 18-6-15 gives the Common Council of said City the power to:

- (a) *Require that all such condemnations, rentals or purchases be included in the long range capital expenditure program to be proposed by boards of public works, and to require that such program be updated at least annually, or otherwise at the discretion of the common council;*
- (b) *Require the board of public works, to set forth at least annually estimates of needed expenditures for the above purposes for each successive fiscal year;*

- (c) *Approve, amend or disapprove both the contents of the long range capital expenditure programs and the amounts of proposed annual expenditures, in whole or in part, prior to and/or during the time of adoption of municipal budgets, at the council's discretion;*
- (d) *Require the estimates of capital program expenditures for each fiscal year to be itemized in such manner for approval, amendment or rejection as the council may determine; and*

WHEREAS, IC 18-1-6-15 requires that the foregoing powers conferred on the Common Council shall be implemented only by adoption of an appropriate ordinance or ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE:

SECTION 1. All condemnations, rentals or purchases of any real estate or personal property by the City of Fort Wayne, except when a different provision for purchase is made by the General Assembly of Indiana, shall be included in the long range capital expenditure program to be proposed by the Board of Public Works and submitted to the Common Council of the City of Fort Wayne on or before June 30, 1973, and that at least annually thereafter, on or before the 30th day of June, of each year hereafter such long range capital expenditure program shall be up dated.

SECTION 2. The Board of Public Works shall on or before June 30, 1973 and at least annually thereafter, on or before the 30th day of June of each year hereafter provide the Common Council of the City of Fort Wayne with itemized estimates of capital program expenditures for each succeeding fiscal year in such detail as said Common Council with the assistance of the City Controller of Fort Wayne may determine so that said Common Council may pass upon and approve, amend or reject same in whole or in part prior to and/or during the time of adoption of the annual Municipal budget of the City of Fort Wayne.

SECTION 3. If any part, parts, section, sections, provision, clause or portion of this Ordinance shall be adjudged invalid or unconstitutional such invalidity or unconstitutionality shall not affect the validity or constitutionality of this Ordinance as a whole or any other part, section, clause, provision or portion of this Ordinance.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage approval by the Mayor.

James S. Stier
Councilman

Read the third time in full and on motion by Stier, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight

Burns, Hinga, Kraus, Moses, D. Schmidt, V. Schmidt, Stier, Talarico
 Nays: None
 Abstained: One
 Nuckols

Date: 4-10-73

Charles W. Westerman
 City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,
 as General Ordinance No. G-07-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
 City Clerk

Winfield C. Moses, Jr.
 Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the
 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
 City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of
 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
 Mayor

BILL NO. R-73-03-11

RESOLUTION NO. R-19-73

*A RESOLUTION approving the hiring of
 Westenhoff & Novick, Inc. to study
 alternatives for Wells Street Corridor
 Improvement.*

WHEREAS, the City of Fort Wayne and the County of Allen have entered into
 an agreement dated July 25, 1972 for the construction of the Ewing Street Bridge;
 and

WHEREAS, said agreement places the responsibility for the Wells Street
 Corridor Improvements upon the City of Fort Wayne; and

WHEREAS, the County cannot proceed with the construction of the bridge
 until a decision is made as to plans for the Wells Street Corridor; and

WHEREAS, it is imperative the construction of the bridge begin as quickly
 as possible; and

WHEREAS, Westenhoff & Novick, Inc. has submitted a proposal for a feasibility
 study of the Wells Street Corridor Improvement.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA THAT:

1. The proposal of Westenhoff & Novick for a feasibility study of the Wells Street Corridor, which proposal is attached hereto and identified as "Exhibit A" be, and it hereby is, accepted;

2. The Board of Public Works of the City of Fort Wayne be, and it hereby is authorized to spend a sum not to exceed \$17,400.00 as the maximum fee for Westenhoff & Novick under the said proposal.

James S. Stier
Councilman

Read the third time in full and on motion by Stier, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-19-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. S-73-03-25

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving an agreement with HIPSKIND ASPHALT CORP. for modification of water facilities on U. S. Highway #30 Bypass, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Paul M. Burns
 William T. Hinga
 Vivian G. Schmidt
 Donald J. Schmidt
 Eugene Kraus, Jr.

Concurred in 4-10-73

Charles W. Westerman
 City Clerk

BILL NO. S-73-03-25

SPECIAL ORDINANCE NO. S-42-73

*AN ORDINANCE approving an agreement with
 HIPSKIND ASPHALT CORP. for modification
 of water facilities on U. S. Highway #30
 Bypass.*

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The agreement dated March 19, 1973, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works, and HIPSKIND ASPHALT CORPORATION, for:

*Modification to water facilities in U. S. Highway #30
 Bypass, said construction being in connection with the
 proposed widening of U.S. #30 by State Highway, in the
 amount of \$7,400.00,*

all as more particularly set forth in said agreement, which is on file in the office of the Board of Public works and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
 Councilman

Read the third time in full and on motion by Burns, seconded by Stier, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
 Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
 Talarico

Nays: None

Date: 4-10-73

Charles W. Westerman
 City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-42-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
 City Clerk

Winfield C. Moses, Jr.
 Presiding Officer

WHEREAS, the continuation of OAA programs, such as Homebound Meals, Foster Grandparents, RSVP, Geriatric Technicians Training, Touch Somebody's Hand, and the Allen County Council on Aging have proven to be of great assistance to the elderly of Allen County,

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA THAT:

1. That it does hereby endorse and support the Comprehensive Older Americans Act of 1973 (S.B. 50 and/or H.R. 71).

Vivian G. Schmidt
Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight
Burns, Hinga, Kraus, Moses, Nuckols, V. Schmidt, Stier, Talarico
Nays: None
Abstained: One
D. Schmidt

Date: 4-10-73

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-20-73 on the 10th day of April, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of April, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 11th day of April, 1973, at the hour of 3:30 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full, and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for the Regular Session, held on Tuesday the 10th day of April, 1973; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 10th day of April, 1973.

Charles W. Westerman
City Clerk

Minutes approved and signed in open Council this 24th day of April, 1973.

CITY CLERK

PRESIDING OFFICER

(SEAL)